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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

ROSALIO ALCANTAR,  
ROBERT BOLTEN,  
GLENN BROWN,  
MICHELLE DELUCA,  
CHARLES HAWKINS,  
SAMI HINDIYEH,  
BRIAN JONES, and  
MORRIS MATTINGLY,

Defendants.

CASE NO. 2:12-cr-00113-JCM-GWF

**MOTION TO DELAY ENTRY OF FINAL  
RESTITUTION ORDER**

**I. INTRODUCTION**

The United States hereby moves the Court to delay the entry of a final restitution order until the overall restitution figure for the entire conspiracy is finalized at the sentencing of Leon Benzer, scheduled for August 3, 2015. Because the Court ordered the above-captioned defendants to pay restitution jointly and severally with other defendants, and because the Court has not yet determined the final overall restitution figure, for administrative reasons the United States requests a delay in the entry of the final restitution order.

1 **II. DISCUSSION**

2 The above-captioned defendants were sentenced on different dates during the week of  
3 May 18, 2015. All nine were ordered to pay various restitution amounts jointly and severally  
4 with other defendants in related cases. After their sentencings, the Clerk of Court's office  
5 reported that for administrative reasons, the Clerk's Office cannot process joint and several  
6 restitution orders without having a final amount for which the defendants are jointly and  
7 severally liable. As the Court is well aware, the final restitution figure in this sprawling  
8 conspiracy will not be established until the sentencing of Leon Benzer, scheduled for August 3,  
9 2015.

10 The Court has the authority under 18 U.S.C. § 3664(d)(5) to delay the entry of a final  
11 restitution order when the "victim's losses are not ascertainable." The United States hereby  
12 moves the Court to delay the entry of the final restitution order for the above-captioned  
13 defendants until such time as the Court ascertains the final restitution amount due to the victims  
14 in this case.

15 Respectfully Submitted,

16  
17 ANDREW WEISSMANN  
Chief

18 CHARLES LA BELLA  
19 Deputy Chief  
United States Department of Justice,  
20 Criminal Division, Fraud Section

21 /s/ Thomas B.W. Hall

22 THOMAS B.W. HALL  
23 ALISON ANDERSON  
Trial Attorneys  
24 United States Department of Justice  
25 Criminal Division, Fraud Section  
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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

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MORRIS MATTINGLY,

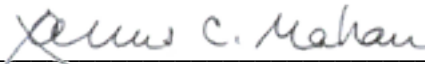
Defendants.

CASE NO. 2:12-cr-00113-JCM-GWF

**ORDER**

Having reviewed the Government's Motion to Delay Entry of Final Restitution Order and good cause so appearing under 18 U.S.C. § 3664(d)(5), it is hereby ORDERED that the entry of the final restitution order for the above-captioned defendants is continued until the sentencing of Leon Benzer, scheduled for August 3, 2015. Within five Court days of that sentencing, counsel for the Government shall submit to the Court final restitution orders for the above-captioned defendants.

**DATED** June 18, 2015.

  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

ROSALIO ALCANTAR,  
ROBERT BOLTEN,  
GLENN BROWN,  
MICHELLE DELUCA,  
CHARLES HAWKINS,  
SAMI HINDIYEH,  
BRIAN JONES, and  
MORRIS MATTINGLY,

Defendants.

CASE NO. 2:12-cr-000113-JCM-GWF

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that this pleading was filed with the clerk of court via ECF and will be served electronically via ECF on all parties that have entered their appearances in this case.

Dated: May 26, 2015

Respectfully submitted,

/s/ Thomas B.W. Hall

THOMAS B.W. HALL

Trial Attorney

United States Department of Justice

Criminal Division, Fraud Section